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QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By

Deborah Berwick
Deborah Berwick

Attorney Docket No. 47-030010US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Joseph Monforte

Application No.: 10/622,010

Filed: July 16, 2003

For: STRATEGIES FOR GENE
EXPRESSION ANALYSIS

Examiner: Young J. Kim

Art Unit: 1637

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR § 1.97 and
§ 1.98

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

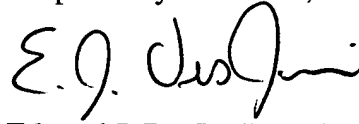
The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Joseph Monforte
Application No.: 10/622,010
Page 2

This IDS is being filed after the mailing date of the first Office Action and more than three months after the filing date, but prior to the Notice of Allowance or Final Office Action. Please deduct \$180.00, pursuant to 37 CFR §1.17(p), from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

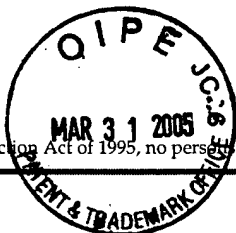
Respectfully submitted,

A handwritten signature in black ink, appearing to read 'E.J. DesJardins', with a stylized flourish at the end.

Edward J. DesJardins, Ph.D.
Reg. No. 51,162

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.
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EJD:db



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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number

10/622,010

Filing Date

July 16, 2003

First Named Inventor

Joseph Monforte

Group Art Unit

1637

Examiner Name

Young J. Kim

Total Number of Pages in This Submission

5

Attorney Docket Number

47-030010US

ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
☐ Fee Attached
☐ Amendment / Response
☐ After Final
☐ Affidavits/declaration(s)
☐ Extension of Time Request
☐ Express Abandonment Request
☒ Information Disclosure Statement
☐ Certified Copy of Priority Document(s)
☐ Response to Missing Parts/
Incomplete Application
☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

- ☒ PTO-1449 Form
☐ Drawing(s)
☐ Licensing-related Papers
☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition
☐ Petition to Convert to a
Provisional Application
☐ Power of Attorney, Revocation
Change of Correspondence
Address
☐ Terminal Disclaimer
☐ Small Entity Statement
☐ Request for Refund

- ☐ After Allowance Communication
to Group
☐ Appeal Communication to Board
of Appeals and Interferences
☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)
☐ Proprietary Information
☐ Status Letter
☒ Additional Enclosure(s)
(please identify below):

receipt acknowledgment
postcard**Authorization to Charge Deposit Account**Please charge Deposit Account No. 50-0893 for any additional fees associated with
this paper or during the pendency of this application, including any extensions of time
for consideration of the documents enclosed.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

Edward J DesJardins, Ph.D., Reg. No. 51,162, Quine Intellectual Property Law Group P.C.

Signature

Date

March 29, 2005

CERTIFICATE OF MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO via fax no. 703-306-5995 or deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

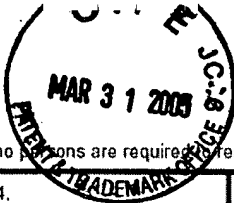
Typed or printed name

Deborah Berwick

Signature

Date

March 29, 2005



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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180.00

Complete if Known

Application Number	10/622,010
Filing Date	July 16, 2003
First Named Inventor	Joseph Monforte
Examiner Name	Young J. Kim
Art Unit	1637
Attorney Docket No.	47-030010US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☒ Other (please identify): Deposit Account
☒ Deposit Account Deposit Account Number: 50-0893 Deposit Account Name: Quine Intellectual Property Law Group, P.C.

For the above identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____
HP = highest number of total claims paid for, if greater than 20.
Indep. Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____
HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 27 CFR 1.16(s).

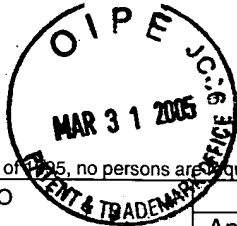
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	(\$)	Fee Paid (\$)
_____	_____	_____	_____	_____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)	Fees Paid (\$)
Other (e.g., late filing surcharge): _____	
Other: <u>Submission of Information Disclosure Statement</u>	180.00
Other: _____	
Other: _____	
Other: _____	
Other: _____	
Other: _____	

SUBMITTED BY

Signature	<u>E. J. DesJardins</u>	Registration No. (Attorney/Agent)	51,162	Telephone	510-769-3502
Name (Print/Type)	Edward J. DesJardins, Ph.D.	Date	March 29, 2005		



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Substitute for form 1449A-B/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known

Application Number	10/622,010
Filing Date	July 16, 2003
First Named Inventor	Joseph Monforte
Group Art Unit	1637
Examiner Name	Young J. Kim
Attorney Docket Number	47-030010US
Date Submitted	March 29, 2005

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
	1	6,207,372	B1	Shuber	03-27-2001	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (if known)				

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	2	SHEPARD AND COOPER (2000) "Assessing the Expression of Two Genes Simultaneously in Surgical Specimens Using Polymerase Chain Reaction." <i>Modern Pathology</i> 13(4): 401-406.	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.